



Patent

Attorney Docket: 612,404-244

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**Michael J. Heller et al.**

Serial No.: 09/128,718

Filed: August 4, 1998

For: METHODS AND APPARATUS FOR  
ELECTRONIC SYNTHESIS OF  
MOLECULAR STRUCTURES

Group Art Unit: 1631

Examiner: Marschel, A.

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Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above-identified application is hereby disclosed. The accompanying Form PTO/SB/08A provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO/SB/08A, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above, but before the mailing date of either a Final Action under §1.113

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Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 11/26/04

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Sheet **1** of **1**

### Complete if Known

Application Number	09/128,718
Filing Date	August 4, 1998
First Named Inventor	Michael J. Heller et al.
Group Art Unit	1655
Examiner Name	A. Marschel
Attorney Docket Number	0612404-244 (formerly 236/092)

Examiner Initials *	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	Number	Kind Code <sup>2</sup> (if known)			
	US-4,537,861		Elings et al	08/27/85	
	US-4,731,325		Palva et al	03/15/88	
	US-4,936,963		Mandeki et al	06/26/90-	
	US-5,064,519		Tice, Jr. et al	11/12/91	
	US-5,110,434		Zhu et al	05/05/92	
	US-5,114,674		Stanbro et al	05/19/92	
	US-5,445,934		Fodor et al	08/29/95	
	US-5,667,667		Southern	09/16/97	
	US-5,726,026		Wilding et al	03/10/98	
	US-5,744,305		Fodor et al	04/28/98	
	US-5,853,668		Begg et al	12/29/98	
	US-5,965,452		Kovacs	10/12/99	
	US-6,048,690		Heller et al	04/11/00	
	US-6,051,380		Sosnowski et al	04/18/00	
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